

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

UNITED STATES OF AMERICA,
Plaintiff

v.

Criminal No. 09-005 (ADC)

DANIEL MARTE-BEROA,
Defendant.

ORDER ADOPTING REPORT AND RECOMMENDATION

Before the Court is an unopposed Report and Recommendation issued by Justo Arenas, Chief U.S. Magistrate Judge on January 7, 2008. (**Docket No. 21**). In said Report and Recommendation the Chief Magistrate-Judge recommends that: defendant **Daniel Marte-Beroa** be adjudged guilty of the offenses charged in a one-count information (18 U.S.C. Section 1546(a)) inasmuch as, his plea of guilty was intelligently, knowingly and voluntarily entered. Neither party has filed objections to the Chief Magistrate-Judge's Report and Recommendation within the time frame provided by the Federal Rules of Criminal Procedure and this Court's Local Rules. See Fed. R. Crim. P. 11; 28 U.S.C. § 636(b)(1)(B); D.P.R. Local Crim. R. 147(b).

After reviewing the record, the Court agrees with the arguments, factual and legal conclusions within the Report and Recommendation. Therefore, the Court hereby **APPROVES** and **ADOPTS** the Chief Magistrate-Judge's Report and Recommendation in its entirety.

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Accordingly, a judgment of conviction is to be entered as to Count One of the Information in the above-captioned case.

The sentencing hearing is set for April 14, 2009 at 5:00 p.m.

IT IS SO ORDERED.

At San Juan, Puerto Rico, this 3rd day of February, 2009.

S/AIDA M. DELGADO-COLON
United States District Judge